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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

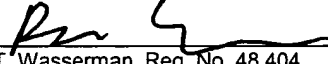
Inventor: Steven J. Smith et al.
Appl. No.: 10/721,044
Confirm. No.: 5039
Filed: November 21, 2003
Title: Systems and Methods for Automatically
Updating Electronic Mail Access Lists

PATENT APPLICATION

Art Unit: 2141
Examiner: Unknown
Docket No. MNDSH-01006US0

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313-1450, on the date shown below.



Bryon T. Wasserman, Reg. No. 48,404
Signature Date: August 18, 2004

(Attorney Signature)

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

- X Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with MPEP §609.
- X The present application is being/was filed after June 30, 2003. In accordance with the pre-Official Gazette waiver of 37 CFR 1.98 (a)(2)(i) posted at pac/dapp/opla/preognotice/idswouscopies.htm, copies of cited U.S. patents and publications are not enclosed. Copies of cited foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR §1.98(a)(2), as still required.
- The present application was filed prior to June 30, 2003. A copy of each cited document as required by 37 CFR §1.98 is enclosed.

This statement should be considered because:

- X **37 CFR §1.97(b).** This statement qualifies under 37 CFR §1.97, subsection (b) because:
 - (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under §1.53(d);
- OR --

- (2) It is being filed within 3 months of entry of a national stage;
-- OR --
- (3) It is being filed before the mailing date of the first Office Action on the merits,
-- OR --
- (4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 CFR §1.114.

___ **37 CFR §1.97(c).** Although it may not qualify under subsection (b), this statement qualifies under 37 CFR §1.97, subsection (c) because:

- (1) It is being filed before the mailing date of a FINAL Office Action, a Notice of Allowance, or an action that otherwise closes prosecution in the subject application, whichever occurs first.

-- AND (check at least one of the following) --

- ___ (1) It is accompanied by a STATEMENT as set forth in 37 CFR §1.97(e).
-- OR --
- ___ (2) It is accompanied by the \$180 fee set forth in 37 CFR §1.17(p).

___ **37 CFR §1.97(d).** Although it may not qualify under subsection (b) or (c), this statement qualifies under 37 CFR §1.97, subsection (d) because:

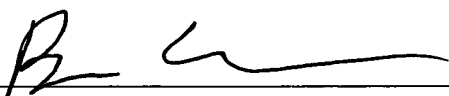
- (1) It is being filed on or before payment of the issue fee;
-- AND --
- (2) It is accompanied by a STATEMENT as set forth in 37 CFR §1.97(e);
-- AND --
- (3) It is accompanied by the \$180 fee set forth in 37 CFR §1.17(p).

X **Fee Authorization.** The Commissioner is hereby authorized to charge underpayment of any fees or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.


Respectfully submitted,

Date: August 18, 2004

By: _____


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FORM PTO-1449 (Substitute) INFORMATION DISCLOSURE CITATION BY APPLICANT (See several sheets if necessary) 	US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		Attorney Docket Number MNDSH-01006US0	Serial No. 10/721,044
	Applicant Steven J. Smith et al.			
	Filing Date November 21, 2003		Group Art Unit 2141	

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**INFORMATION DISCLOSURE CITATION
BY APPLICANT**

(Use several sheets if necessary)

Applicant

Steven J. Smith et al.

Filing Date

November 21, 2003

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2141

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	Applicant Steven J. Smith et al.			
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Examiner Initial		Patent Application Publication Number	Publication Date	Applicant
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)	
1.	Article - "FloNetwork Inc., Prefer Network Team Up, www.emailuniverse.com/list-news/2000/10/18.html, October 18, 2000, 1 page
2.	Press Release - "Responsys.com Introduces Responsys Interact 2.0 for Permission-Based Direction on the Internet," www.responsys.com/corporate/about/details_press.asp?id=10, dated Monday, October 25, 1999, 3 pages
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4.	Internet Article - "Eight Great Lists Call Topica Home," The Leader in Email Discussions & Publishing Solutions, www.topica.com/about/index.html?mode=eight, dated July 26, 1999, 3 pages
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EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*1 = Copy not submitted because it was submitted in prior application _____, filed _____, 20____, and relied upon under 35 USC §120.

*2 = Copy not submitted because it was submitted in prior application _____, filed _____, 20____, and relied upon under 35 USC §120.